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11 UNITED STATES DISTRICT COURT  
12  
13 NORTHERN DISTRICT OF CALIFORNIA

14 ISRAEL SHURKIN, On Behalf of Himself and)  
All Others Similarly Situated, )

15 )  
16 Plaintiff, )

17 vs. )

18 GOLDEN STATE VINTNERS, INC., et al., )

19 Defendants. )  
20  
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22  
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No. C-04-3434-MJJ

CLASS ACTION

STIPULATION AND ~~PROPOSED~~ ORDER  
REGARDING EXTENSION OF TIME TO  
FILE SECOND AMENDED COMPLAINT

1 WHEREAS, on December 30, 2006, the Court entered its Order Granting Defendants'  
2 Motion to Dismiss Without Prejudice (the "Order"), which was served on all counsel electronically  
3 on January 4, 2007;

4 WHEREAS, the Order requires plaintiff to file a Second Amended Complaint within 30 days  
5 of the filing date of the Order;

6 WHEREAS, in order to permit plaintiff additional time to investigate and evaluate his  
7 options in light of the Order and to prepare and file a new Complaint if he elects to do so, plaintiff  
8 has requested that defendants consent to an extension of time to and including February 15, 2007 to  
9 file any Second Amended Complaint;

10 WHEREAS, all defendants have consented to plaintiff's request;

11 NOW, THEREFORE, the parties hereby STIPULATE and AGREE, and request the Court to  
12 order, that plaintiff shall have to and including February 15, 2007 to file any Second Amended  
13 Complaint.

14 DATED: January 29, 2007

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1 DATED: January 29, 2007

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9 DATED: January 29, 2007

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Attorneys for Defendant Golden State Vintners,  
Inc.

\* \* \*

### ORDER

Pursuant to stipulation of the parties and for good cause, it is hereby ordered that Plaintiff shall have to and including February 15, 2007 to file any Second Amended Complaint.

DATED: 2/5/7

  
THE HONORABLE MARTIN J. JENKINS  
UNITED STATES DISTRICT JUDGE

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CERTIFICATE OF SERVICE

I hereby certify that on January 29, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I further certify that I caused this document to be forwarded to the following designated Internet site at: <http://securities.lerachlaw.com/>.

s/ Dennis J. Herman  
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